

# EXHIBIT I

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Civil Action No. 20-cv-08905-CS  
Affirmation of David K. Fiveson, Esq.

UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK

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In re:

Chapter 7

RS OLD MILL, LLC,

Case No. 17-22218 (RDD)

Debtor

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**DECLARATION OF THOMAS C. LANDRIGAN**

I, THOMAS C. LANDRIGAN, pursuant to 28 U.S.C. § 1746, declare under penalty of perjury the following:

Preliminary Statement

1. I am an attorney licensed to practice in the State of New York.
2. Per the request of the Court, I submit the following declaration as an accounting of the funds that my firm received on September 6, 2017 in connection with the Old Mill Road property transaction.
3. On September 6, 2017 – the date of the closing on the Old Mill Road property transaction – my firm received funds to our IOLA Account in the sum of \$13,763,840.88 from Riverside Abstract Title Company. See Bank Account Statement dated September 2017, annexed hereto as **Exhibit A**.
4. Thereafter, pursuant to directions from debtor's "consultant"/acknowledged agent Marty Stern<sup>1</sup>, Yehuda Salamon himself, or Mr. Salamon's son David Salamon, those funds were

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<sup>1</sup> According to the declaration of Yehuda Salamon that was submitted by debtor in opposition to motions to dismiss the Adversary Proceeding Complaint filed by Suffern Partners and CPIF Lending, LLC, Marty Stern has "for many, many years" been the "trusted advisor and consultant" of Mr. Salamon. See Adversary Proceeding, ECF Docket No. 25-3. Mr. Salamon claims that he speaks with Mr. Stern "on virtually a daily basis" and that Mr. Stern "very often acts as a consultant" for him in "various business transactions". See *id.* Mr. Salamon claims that Mr. Stern's involvement in the Old Mill Road property transaction was in the capacity of a "business consultant" to debtor. See *id.*

disbursed to various individuals and entities. I acted entirely at the direction of debtor and its agents in connection with my firm's receipt and disbursement of funds arising from the Old Mill Road property transaction.

5. Specifically, the funds were disbursed as follows:

- September 6, 2017: \$12,500,000.00 to Treff & Lowy PLLC;
- September 6, 2017: \$200,000.00 to "Star Foods and More";
- September 13, 2017: \$118,000.00 to Pick & Zabicki LLP (Douglas Pick, Esq.);
- October 4, 2017: \$130,000.00 to White & Williams LLP (Heidi Sorvino, Esq.);
- October 17, 2017: \$622,837.88 to Receiver of Taxes (real estate taxes); and
- November 6, 2017: \$20,000.00 to Douglas Pick, Esq. to eventually be paid to the Office of the U.S. Trustee.

See Spreadsheet Containing Accounting of Funds, annexed hereto as **Exhibit B**.

6. In addition, a credit in the sum of \$1,997.00 in connection with the Old Mill Road Property transaction was wired to my firm by Commonwealth Land Title Insurance Company on September 8, 2017, and was deposited to my firm's IOLA Account. See Ex. B.

7. The sum of \$175,000.00 arising from the Old Mill Road property transaction remains in my firm's IOLA Account. See Ex. B.

8. The sum of \$175,000.00 that remains in my firm's IOLA Account is to cover my legal fees and to pay proofs of claim that previously were filed by Mintz Levin and AKRF during the Chapter 11 Bankruptcy proceeding. See E-Mail Exchange dated September 18, 2017, annexed hereto as **Exhibit C**; See Correspondence from Mintz Levin dated September 19, 2017 and Signed Consent Order, annexed hereto as **Exhibit D**; See E-Mail from AKRF dated September 29, 2017 and Signed Consent Order, annexed hereto as **Exhibit E**.

**Treff & Lowy PLLC**

9. On September 6, 2017, David Fleischmann, counsel to Suffern Partners in connection with the Old Mill Road Property transaction, provided me with information indicating that the sum of \$12,500,000.00 arising from the Old Mill Road property transaction was to be wired to a law firm in Brooklyn, New York, known as Treff & Lowy PLLC. See E-Mail Exchange dated September 6, 2017, annexed hereto as **Exhibit F**.

10. The disbursement of \$12,500,000.00 to Treff & Lowy PLLC on September 6, 2017 was agreed to and approved in writing by Marty Stern and David Salamon on behalf of debtor, and by Isaac Genuth and Mark Yunger of Bridgewater Capital Partners, LLC ("Bridgewater"). See Ex. F.

11. On September 6, 2017, I provided written confirmation to debtor's "consultant"/acknowledged agent Marty Stern, as well as to David Salamon, Isaac Genuth, and Mark Yunger, that I wired the sum of \$12,500,000.00 in funds arising from the Old Mill Road property transaction to Treff & Lowy PLLC, as instructed. See E-Mail dated September 6, 2017 and wire confirmations, annexed hereto as **Exhibit G**.

12. My bank account statement from September 2017 confirms that a disbursement in the sum of \$12,500,000.00 was sent to Treff & Lowy PLLC on September 6, 2017. See Ex. A.

**"Star Foods and More"**

13. On September 6, 2017, I was directed to disburse the sum of \$200,000.00 in funds arising from the Old Mill Road property transaction to a company known as "Star Foods and More". This disbursement was agreed to in writing by David Salamon on behalf of debtor, and by Isaac Genuth and Mark Yunger of Bridgewater. See E-Mail Exchange dated September 6, 2017, annexed hereto as **Exhibit H**.

14. On September 6, 2017, I provided written confirmation to debtor's "consultant"/acknowledged agent Marty Stern, as well as to David Salamon, Isaac Genuth, and Mark Yunger, that I wired the sum of \$200,000.00 in funds arising from the Old Mill Road property transaction to "Star Foods and More", as instructed. See Ex. G.

15. My bank account statement from September 2017 confirms that a disbursement in the sum of \$200,000.00 was sent to "Star Foods and More" on September 6, 2017. See Ex. A.

**Pick & Zabicki LLP (Douglas Pick, Esq.)**

16. Douglas Pick, Esq. of Pick & Zabicki LLP was counsel to debtor in connection with the Chapter 11 bankruptcy proceeding, Case No. 17-22218, and during the time period in which the Old Mill Road property transaction occurred.

17. On September 13, 2017, I was given authority by debtor to make a wire transfer in the sum of \$118,000.00 to Pick & Zabicki LLP as agreed upon by debtor and Mr. Pick to cover his firm's legal fees. See E-Mail Exchange dated September 13, 2017, annexed hereto as **Exhibit I**. I copied debtor's "consultant"/acknowledged agent Marty Stern on my e-mail to Mr. Pick dated September 13, 2017 confirming that I had authority to wire the sum of \$118,000.00 to Pick & Zabicki LLP. See Ex. I.

18. The disbursement of \$118,000.00 in funds to Pick & Zabicki LLP was made on September 13, 2017. See Ex. A.

19. Mr. Pick has confirmed receipt of funds in the sum of \$118,000. See Ex. I.

**White & Williams LLP (Heidi Sorvino, Esq.)**

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20. Heidi Sorvino, Esq. of White & Williams LLP was legal counsel to Bridgewater in connection with the Old Mill Road property transaction.

21. On or about October 3, 2017, I was given approval by debtor to wire the sum of \$130,000.00 arising from the Old Mill Road property transaction to Ms. Sorvino to cover legal fees.

See E-Mail Exchange dated October 3, 2017, annexed hereto as **Exhibit J**. I copied debtor's principal Yehuda Salamon on my e-mail to Ms. Sorvino dated October 3, 2017, confirming that I had authority to wire the sum of \$130,000.00 to White & Williams LLP to cover legal fees. See Ex. J.

22. The disbursement of \$130,000.00 in funds to Ms. Sorvino was made on October 3, 2017. See Bank Account Statement dated October 2017, annexed hereto as **Exhibit K**.

#### **Real Estate Taxes**

23. I was instructed by debtor to make a disbursement in the sum of \$622,837.88 arising from the Old Mill Road property transaction to the Receiver of Taxes on October 17, 2017. See E-Mail dated October 17, 2017, annexed hereto as **Exhibit L**. My understanding was that the disbursement was to cover real estate taxes in connection with the Old Mill Road Property transaction. See Ex. L. I confirmed with debtor's principal Yehuda Salamon that I had authority to disburse the sum of \$622,837.88 on October 17, 2017. See Ex. L.

24. The disbursement of \$622,837.88 in funds to the Receiver of Taxes was made on October 17, 2017. See Bank Checks dated October 17, 2017, annexed hereto as **Exhibit M**; See Ex. K.

#### **Office of U.S. Trustee**

25. On November 1, 2017, debtor's counsel, Douglas Pick, Esq., advised me and debtor's principal Yehuda Salamon via e-mail that he needed to obtain a check in the sum of \$20,000.00 to be paid to the Office of the U.S. Trustee for quarterly fees. See E-Mail dated November 1, 2017, annexed hereto as **Exhibit N**.



26. On November 6, 2017, I sent an e-mail to debtor's principal Yehuda Salamon and debtor's "consultant"/acknowledged agent Marty Stern confirming that I was wiring the sum of \$20,000.00 to be paid to the Office of the U.S. Trustee to Mr. Pick as instructed. See E-Mail dated November 6, 2017, annexed hereto as **Exhibit O**.

27. I wired the sum of \$20,000.00 to Pick & Zabicki LLP to be paid to the Office of the U.S. Trustee on November 6, 2017 as instructed. See Bank Statement dated November 2017, annexed hereto as **Exhibit P**.

28. The Office of the U.S. Trustee confirmed receipt of the funds thereafter. See E-Mail dated January 23, 2018, annexed hereto as **Exhibit Q**.

Dated: Chester, New York  
June 19, 2019

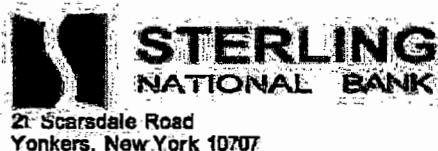


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Thomas C. Landrigan

# EXHIBIT A





**September 2017**

Reporting Activity 09/01 - 09/30

Page 1 of 6

RETURN SERVICE REQUESTED

COHEN, LABARBERA & LANDRIGAN, LLP ATTY T  
 ATTORNEY TRUST ACCOUNT  
 IOLA FUND OF THE STATE OF NY  
 40 MATTHEWS ST STE 203  
 GOSHEN NY 10924-1989

**Contact Us**

Client Services 855-274-2800  
 Automated Telephone Banking 855-274-2802  
 Mailing Address 21 Scarsdale Road, Yonkers, NY 10707  
 Online Access <https://www.snb.com>

**SUMMARY OF ACCOUNTS**

ACCOUNT TYPE	ACCOUNT NUMBER	ENDING BALANCE
IOLA NY		

**IOLA NY**

**Account Summary**

Date	Description
09/01/2017	Beginning Balance
09/30/2017	Ending Balance

**Interest Summary**

Description
Interest Earned From 09/01/2017 Through 09/30/2017
Annual Percentage Yield Earned
Interest Days
Interest Earned
Interest Paid This Period
Interest Paid Year-to-Date
Interest Withheld Year-to-Date
Average Ledger Balance
Average Available Balance

**Transaction Activity**

Transaction Date	Description	Debits	Credits	Balance



Page 2 of 6

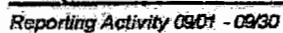
Transaction Activity (continued)

[illegible]

September 2017

Page 3 of 6

[illegible]

**Transaction Activity (continued)**[illegible]



September 2017

Page 5 of 6

Debits (continued)

Amount

Amount



Page 6 of 6

Date	Description	Amount
[REDACTED]	[REDACTED]	[REDACTED]
[REDACTED]	[REDACTED]	[REDACTED]
[REDACTED]	[REDACTED]	[REDACTED]
[REDACTED]	[REDACTED]	[REDACTED]
[REDACTED]	[REDACTED]	[REDACTED]

Check Number	Check Date	Check Amount	Check Number	Check Date	Check Amount
1	01/01/2023	100.00	1	01/01/2023	100.00
2	01/02/2023	200.00	2	01/02/2023	200.00
3	01/03/2023	300.00	3	01/03/2023	300.00
4	01/04/2023	400.00	4	01/04/2023	400.00
5	01/05/2023	500.00	5	01/05/2023	500.00
6	01/06/2023	600.00	6	01/06/2023	600.00
7	01/07/2023	700.00	7	01/07/2023	700.00
8	01/08/2023	800.00	8	01/08/2023	800.00
9	01/09/2023	900.00	9	01/09/2023	900.00
10	01/10/2023	1000.00	10	01/10/2023	1000.00
11	01/11/2023	1100.00	11	01/11/2023	1100.00
12	01/12/2023	1200.00	12	01/12/2023	1200.00
13	01/01/2024	1300.00	13	01/01/2024	1300.00
14	01/02/2024	1400.00	14	01/02/2024	1400.00
15	01/03/2024	1500.00	15	01/03/2024	1500.00
16	01/04/2024	1600.00	16	01/04/2024	1600.00
17	01/05/2024	1700.00	17	01/05/2024	1700.00
18	01/06/2024	1800.00	18	01/06/2024	1800.00
19	01/07/2024	1900.00	19	01/07/2024	1900.00
20	01/08/2024	2000.00	20	01/08/2024	2000.00
21	01/09/2024	2100.00	21	01/09/2024	2100.00
22	01/10/2024	2200.00	22	01/10/2024	2200.00
23	01/11/2024	2300.00	23	01/11/2024	2300.00
24	01/12/2024	2400.00	24	01/12/2024	2400.00
25	01/01/2025	2500.00	25	01/01/2025	2500.00
26	01/02/2025	2600.00	26	01/02/2025	2600.00
27	01/03/2025	2700.00	27	01/03/2025	2700.00
28	01/04/2025	2800.00	28	01/04/2025	2800.00
29	01/05/2025	2900.00	29	01/05/2025	2900.00
30	01/06/2025	3000.00	30	01/06/2025	3000.00
31	01/07/2025	3100.00	31	01/07/2025	3100.00
32	01/08/2025	3200.00	32	01/08/2025	3200.00
33	01/09/2025	3300.00	33	01/09/2025	3300.00
34	01/10/2025	3400.00	34	01/10/2025	3400.00
35	01/11/2025	3500.00	35	01/11/2025	3500.00
36	01/12/2025	3600.00	36	01/12/2025	3600.00
37	01/01/2026	3700.00	37	01/01/2026	3700.00
38	01/02/2026	3800.00	38	01/02/2026	3800.00
39	01/03/2026	3900.00	39	01/03/2026	3900.00
40	01/04/2026	4000.00	40	01/04/2026	4000.00
41	01/05/2026	4100.00	41	01/05/2026	4100.00
42	01/06/2026	4200.00	42	01/06/2026	4200.00
43	01/07/2026	4300.00	43	01/07/2026	4300.00
44	01/08/2026	4400.00	44	01/08/2026	4400.00
45	01/09/2026	4500.00	45	01/09/2026	4500.00
46	01/10/2026	4600.00	46	01/10/2026	4600.00
47	01/11/2026	4700.00	47	01/11/2026	4700.00
48	01/12/2026	4800.00	48	01/12/2026	4800.00
49	01/01/2027	4900.00	49	01/01/2027	4900.00
50	01/02/2027	5000.00	50	01/02/2027	5000.00
51	01/03/2027	5100.00	51	01/03/2027	5100.00
52	01/04/2027	5200.00	52	01/04/2027	5200.00
53	01/05/2027	5300.00	53	01/05/2027	5300.00
54	01/06/2027	5400.00	54	01/06/2027	5400.00
55	01/07/2027	5500.00	55	01/07/2027	5500.00
56	01/08/2027	5600.00	56	0	

### Daily Balances

The diagram illustrates the input data structure for the model. It is organized into six columns, each containing 10 rows of data. The columns are labeled as follows:

- Column 1: Date
- Column 2: Amount
- Column 3: Date
- Column 4: Amount
- Column 5: Date
- Column 6: Amount

Each column is represented by a vertical stack of 10 black rectangles, indicating the data rows. The columns are arranged in pairs, with 'Date' columns followed by 'Amount' columns.

# EXHIBIT B

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COHEN, LaBARBERA &amp; LANDRIGAN LLP

RS OLD MILL LLC

<u>DATE</u>	<u>PAYEE</u>	<u>AMOUNT</u>	<u>BALANCE</u>
9/6/2017	RIVERSIDE ABSTRACT	\$13,763,840.88	\$13,763,840.88
9/6/2017	TREFF & LOWY PLLC	(\$12,500,000.00)	\$1,263,840.88
9/6/2017	STAR FOODS AND MORE	(\$200,000.00)	\$1,063,840.88
9/8/2017	COMONWEALTH LAND TITLE	\$1,997.00	\$1,065,837.88
9/13/2017	PICK & ZABICKI LLP	(\$118,000.00)	\$947,837.88
10/4/2017	WHITE & WILLIAMS	(\$130,000.00)	\$817,837.88
10/17/2017	REAL ESTATE TAXES	(\$622,837.88)	\$195,000.00
11/6/2017	PICK & ZABICKI LLP (US TRUSTEE FEES)	(\$20,000.00)	\$175,000.00

# EXHIBIT C

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**Thomas C. Landrigan**

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**From:** d salamon <salamonduvid@gmail.com>  
**Sent:** Monday, September 18, 2017 2:41 PM  
**To:** Mark Junger  
**Cc:** Marty S; Isaac Genuth; moyses40600@gmail.com; Thomas C. Landrigan  
**Subject:** RE: Fees 25 old mill rd

Yes  
Agree Tom

On Sep 18, 2017 1:34 PM, "Mark Yunger" <[mark@bridgewatercp.com](mailto:mark@bridgewatercp.com)> wrote:

agreed

\*\*\*\*\*PLEASE NOTE NEW ADDRESS\*\*\*\*\*

**Mark Yunger**  
*CEO/Founder*



Development | Finance | Advisory

54 W 47th Street,

NEW YORK NY 10036

Tel: 212-244-1099

Web: WWW.BRIDGEWATERCP.COM

Email: [mark@bridgewatercp.com](mailto:mark@bridgewatercp.com)

**From:** Thomas C. Landrigan [mailto:[tlandrigan@cli-law.com](mailto:tlandrigan@cli-law.com)]  
**Sent:** Monday, September 18, 2017 12:35 PM  
**To:** 'Isaac Genuth'; 'Mark Junger'; 'Marty S'; [moses40600@gmail.com](mailto:moses40600@gmail.com); 'd salamon'  
**Cc:** [tlandrigan@cli-law.com](mailto:tlandrigan@cli-law.com)  
**Subject:** Fees

All: As discussed and previously agreed by you, please approve the release from escrow of my compromised fee of \$135,000 for our firm. This is without prejudice, etc.

Thank you,

---

Thomas C. Landrigan, Partner  
Cohen, LaBarbera & Landrigan, LLP  
40 Matthews Street, Suite 203  
Goshen, New York 10924  
845-291-1900  
Fax 845-291-8601  
Cell: 845-270-3895  
Email [tlandrigan@cli-law.com](mailto:tlandrigan@cli-law.com)

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# EXHIBIT D

MINTZ LEVIN

Stuart A. Offner | 617 348 4411 | soffner@mintz.com

One Financial Center  
Boston, MA 02111  
617-542-6000  
617-542-2241 fax  
www.mintz.com

September 19, 2017

Mr. Isaac Genuth  
Bridgewater Capital Partners  
54 W. 47th Street  
New York, NY 10036

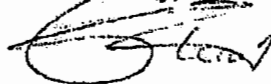
Re: Novartis/Suffern Invoices - RS Old Mill

Dear Isaac:

I can confirm to you and to Bridgewater as discussed that we have no claim for any fees or other expenses to Bridgewater, you or your affiliates in connection with the Novartis property in any respect. We wish you the very best in connection with the property and would be happy to assist in any respect

With respect to RS Old Mill, I have spoken with both Yehuda Salamon and Mr. Landrigan. We are prepared to accept \$10,000 and to waive any further claim by our firm for fees, subject to and conditioned upon (i) receipt of funds by the end of October 2017 (or as otherwise approved by the bankruptcy court), and (ii) release of any claims by the debtor. This covers our claim filed in the bankruptcy proceeding of RS Old Mill, LLC (Case Number 17-22218-rdd) in full.

Sincerely,



Stuart A. Offner

cc: Thomas Landrigan, Esquire  
Douglas Pick, Esquire  
Mr. Yehuda Salamon

72170189v.1

Mintz, Levin, Cohn, Ferris, Glovsky and Popeo, P.C.

BOSTON LONDON LOS ANGELES NEW YORK SAN DIEGO SAN FRANCISCO STAMFORD WASHINGTON

**UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK**

In re:  
RS OLD MILL, LLC,

Chapter 11  
Case No. 17-22218 (RDD)

Debtor.

**CONSENT ORDER DISMISSING CHAPTER 11 CASE**

**WHEREAS**, on February 13, 2017, the Debtor filed a voluntary petition for relief under chapter 11 of title 11 of the United States Code (the "Bankruptcy Code") with this Court and an Order for Relief was entered; and

**WHEREAS**, the Debtor sought relief under the Bankruptcy Code so as to stay the termination loss of a certain Agreement of Sale, dated as of November 28, 2016 (the "Sale Agreement"), pursuant to which the Debtor agreed to purchase, and Novartis Corporation ("Novartis"), agreed to sell, certain real property located at 25 Old Mill Road, Suffern and Montebello, New York (the "Property"); and

**WHEREAS**, an Order was entered in this case on February 27, 2017 establishing April 14, 2017 as the last date for non-governmental units, and August 14, 2017 with regard to governmental units, to file proofs of claim on account of pre-Petition Date obligations of the Debtor (collectively, the "Claims Bar Date"); and

**WHEREAS**, on September 6, 2017, a closing on the Sale Agreement was completed (the "Closing"); and

**WHEREAS**, certain claims asserted against the Debtor by way of filed proofs of claim and/or listed in the Debtor's schedules were satisfied at closing including, without limitation, the proofs of claim filed by Novartis (Claim No. 3) and New York Land Services (Claim Nos. 4 and 5); and



WHEREAS, given the fact that the potential loss of its rights under the Sale Agreement, which was the impetus for the Debtor's commencement of this case, is no longer a concern, the Debtor no longer requires the protections afforded under the Bankruptcy Code and wishes to conduct its business and affairs in the ordinary course; and

WHEREAS, the undersigned include all creditors who filed proofs of claim in the Debtor's case and/or who were listed as creditors or potential creditors in the Debtor's schedules and all other known parties in interest with regard to this case.

NOW, upon the joint request of the undersigned parties, it is hereby

ORDERED, upon the consent of the undersigned parties and pursuant to §112(b) of the Bankruptcy Code, that this case is dismissed upon; and it is further

ORDERED that the Debtor shall pay to the United States Trustee the appropriate sum required, if any, pursuant to 28 U.S.C. §1930, together with interest pursuant to 31 U.S.C. §3717, if any, within ten (10) days of the entry of this Order and simultaneously file and provide to the United States Trustee an affidavit indicating the cash disbursements, if any, for the period from commencement of the case to the date of this order.


Dated: New York, New York  
September \_\_, 2017

HONORABLE MARTIN GLENN ROBERT D. DRAIN  
UNITED STATES BANKRUPTCY JUDGE

Consented to and agreed:

Mintz, Levin, Cohn, Ferria,  
Glovsky and Pompeo

AKRF Consulting Services, Inc.  
d/b/a AKRF, Inc.

By:   
Name: Robert D. Drain  
Title: United States Bankruptcy Judge

By: \_\_\_\_\_  
Name: \_\_\_\_\_  
Title: \_\_\_\_\_

# EXHIBIT E

From: Sharon DeNara <[sdenara@akrf.com](mailto:sdenara@akrf.com)>  
Sent: Friday, September 29, 2017 4:25 PM  
To: [tlandrigan@cjl-law.com](mailto:tlandrigan@cjl-law.com)  
Subject: Fwd: Project [12494] 25 Old Mill Road Suffern

Sharon DeNara  
AR Collection Manager

AKRF, INC.  
*Environmental, Planning, and Engineering Consultants*

440 Park Ave South, 7th Floor | New York, NY 10016  
P) [646.388.9556](tel:646.388.9556) F) [212.779.9721](tel:212.779.9721)

[www.akrf.com](http://www.akrf.com)

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----- Forwarded message -----

From: Sharon DeNara <[sdenara@akrf.com](mailto:sdenara@akrf.com)>  
Date: Fri, Sep 29, 2017 at 3:47 PM  
Subject: Project [12494] 25 Old Mill Road Suffern  
To: [dpick@picklaw.net](mailto:dpick@picklaw.net)  
Cc: Eric Morgenweck <[emorgenweck@akrf.com](mailto:emorgenweck@akrf.com)>, Steven Krivitzky <[skrivitzky@akrf.com](mailto:skrivitzky@akrf.com)>, Axel Schwendt <[aschwendt@akrf.com](mailto:aschwendt@akrf.com)>, Marc Godick <[mgodick@akrf.com](mailto:mgodick@akrf.com)>

Dear Tom,

**Re: AKRF Project [12494] 25 Old Mill Road Rd Suffern  
RS Old Mill, LLC - Chapter 11  
Case No. 17-22218 (RDD)  
Amount Due: \$38,446.47**

As requested, attached is the executed Consent Order Dismissing Chapter 11 Case for the subject project.

We accept your offer of \$20,000 in full and final settlement of our claim.

Please remit payment, per the following bank information:

**Account Name: AKRF, Inc.**

**Bank Name: Investors Bank**

**Court Street Branch**

**81 Court Street**

**Brooklyn, NY 11201**

**Account #: 1000458904**

**Routing #: 221272031**

Please reply to confirm receipt and advise where the original document should be sent.

Thank you,

Sharon--

**Sharon DeNara**  
AR Collection Manager

**AKRF, INC.**  
*Environmental, Planning, and Engineering Consultants*

440 Park Ave South, 7th Floor | New York, NY 10016  
P) 646.388.9556 F) 212.779.9721

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UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK

-----X  
In re:  
RS OLD MILL, LLC,

Chapter 11  
Case No. 17-22218 (RDD)

Debtor.  
-----X

**CONSENT ORDER DISMISSING CHAPTER 11 CASE**

**WHEREAS**, on February 13, 2017, the Debtor filed a voluntary petition for relief under chapter 11 of title 11 of the United States Code (the "Bankruptcy Code") with this Court and an Order for Relief was entered; and

**WHEREAS**, the Debtor sought relief under the Bankruptcy Code so as to stay the termination loss of a certain Agreement of Sale, dated as of November 28, 2016 (the "Sale Agreement"), pursuant to which the Debtor agreed to purchase, and Novartis Corporation ("Novartis"), agreed to sell, certain real property located at 25 Old Mill Road, Suffern and Montebello, New York (the "Property"); and

**WHEREAS**, an Order was entered in this case on February 27, 2017 establishing April 14, 2017 as the last date for non-governmental units, and August 14, 2017 with regard to governmental units, to file proofs of claim on account of pre-Petition Date obligations of the Debtor (collectively, the "Claims Bar Date"); and

**WHEREAS**, on September 6, 2017, a closing on the Sale Agreement was completed (the "Closing"); and

**WHEREAS**, certain claims asserted against the Debtor by way of filed proofs of claim and/or listed in the Debtor's schedules were satisfied at closing including, without limitation, the proofs of claim filed by Novartis (Claim No. 3) and New York Land Services (Claim Nos. 4 and 5); and

**WHEREAS**, given the fact that the potential loss of its rights under the Sale Agreement, which was the impetus for the Debtor's commencement of this case, is no longer a concern, the Debtor no longer requires the protections afforded under the Bankruptcy Code and wishes to conduct its business and affairs in the ordinary course; and

**WHEREAS**, the undersigned include all creditors who filed proofs of claim in the Debtor's case and/or who were listed as creditors or potential creditors in the Debtor's schedules and all other known parties in interest with regard to this case.

**NOW**, upon the joint request of the undersigned parties, it is hereby

**ORDERED**, upon the consent of the undersigned parties and pursuant to §1112(b) of the Bankruptcy Code, that this case is dismissed upon; and it is further

**ORDERED** that the Debtor shall pay to the United States Trustee the appropriate sum required, if any, pursuant to 28 U.S.C. §1930, together with interest pursuant to 31 U.S.C. §3717, if any, within ten (10) days of the entry of this Order and simultaneously file and provide to the United States Trustee an affidavit indicating the cash disbursements, if any, for the period from commencement of the case to the date of this order.

Dated: New York, New York  
September \_\_\_\_, 2017

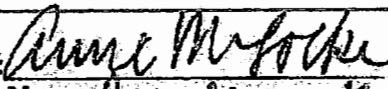
HONORABLE MARTIN GLENN  
UNITED STATES BANKRUPTCY JUDGE

**Consented to and agreed:**

Mintz, Levin, Cohn, Ferris,  
Glovsky and Pompeo

AKRF Consulting Services, Inc.  
t/k/a AKRF, Inc.

By: \_\_\_\_\_  
Name:  
Title:

By:   
Name: Anne M. Locke  
Title: SVP COO



**Alpine Fine Construction**

By: \_\_\_\_\_  
Name: \_\_\_\_\_  
Title: \_\_\_\_\_

**Bridgewater Capital**

By: \_\_\_\_\_  
Name: \_\_\_\_\_  
Title: \_\_\_\_\_

**Ell City LLC**

By: \_\_\_\_\_  
Name: \_\_\_\_\_  
Title: \_\_\_\_\_

**Instyle Interiors**

By: \_\_\_\_\_  
Name: \_\_\_\_\_  
Title: \_\_\_\_\_

**Lyncrest Consulting**

By: \_\_\_\_\_  
Name: \_\_\_\_\_  
Title: \_\_\_\_\_

**Romaro**

By: \_\_\_\_\_  
Name: \_\_\_\_\_  
Title: \_\_\_\_\_

**Better Distributors**

By: \_\_\_\_\_  
Name: \_\_\_\_\_  
Title: \_\_\_\_\_

**Caps Skull**

By: \_\_\_\_\_  
Name: \_\_\_\_\_  
Title: \_\_\_\_\_

**Goldman Copeland**

By: \_\_\_\_\_  
Name: \_\_\_\_\_  
Title: \_\_\_\_\_

**JLL**

By: \_\_\_\_\_  
Name: \_\_\_\_\_  
Title: \_\_\_\_\_

**RFG**

By: \_\_\_\_\_  
Name: \_\_\_\_\_  
Title: \_\_\_\_\_

**Shefa Trans Public**

By: \_\_\_\_\_  
Name: \_\_\_\_\_  
Title: \_\_\_\_\_

**UHCS Distributors**

**Watermark Associates LLC**

By: \_\_\_\_\_  
Name: \_\_\_\_\_  
Title: \_\_\_\_\_

By: \_\_\_\_\_  
Name: \_\_\_\_\_  
Title: \_\_\_\_\_

**United States Trustee for Region 2**

By: \_\_\_\_\_  
Name: \_\_\_\_\_  
Title: \_\_\_\_\_

# EXHIBIT F

**Thomas C. Landrigan**

---

**From:** d.salamon <salamonduvid@gmail.com>  
**Sent:** Wednesday, September 6, 2017 4:01 PM  
**To:** Moses  
**Cc:** Marty S; David Fleischmann; syeoman@cli-law.com; duvis 110; Thomas C. Landrigan; igenuth@bridgewatercp.com; Mark Yunger; GBROSNAN@cli-law.com  
**Subject:** Re: Wire Instructions

Agreed

On Sep 6, 2017 3:55 PM, "Moses" <moses40600@gmail.com> wrote:  
Agreed

On Sep 6, 2017, at 3:44 PM, Mark Yunger <mark@bridgewatercp.com> wrote:

AGREED

**Mark Yunger**

**CEO/Founder**

**From:** igenuth@bridgewatercp.com [mailto:igenuth@bridgewatercp.com]  
**Sent:** Wednesday, September 6, 2017 3:40 PM  
**To:** 'Marty S'; 'Thomas C. Landrigan'  
**Cc:** moses40600@gmail.com; 'duvis 110'; salamondavid@gmail.com; 'Mark Junger'; GBROSNAN@CLI-LAW.COM; syeoman@cli-law.com; 'David Fleischmann'  
**Subject:** RE: Wire Instructions

AGREED

---

**ISAAC GENUTH**

**From:** Marty S [mailto:martys19993@gmail.com]  
**Sent:** Wednesday, September 06, 2017 3:40 PM  
**To:** Thomas C. Landrigan <tlandrigan@cli-law.com>  
**Cc:** moses40600@gmail.com; duvis 110 <duvis110@gmail.com>; salamondavid@gmail.com; Isaac

**Rados, Christopher**

---

**From:** d salamon <salamonduvid@gmail.com>  
**Sent:** Wednesday, September 06, 2017 4:01 PM  
**To:** Moses  
**Cc:** Marty S; David Fleischmann; syeoman@cli-law.com; duvis 110; Thomas C. Landrigan; igenuth@bridgewatercp.com; Mark Yunger; GBROSNAN@cli-law.com  
**Subject:** Re: Wire Instructions

Agreed

On Sep 6, 2017 3:55 PM, "Moses" <[moses40600@gmail.com](mailto:moses40600@gmail.com)> wrote:  
Agreed

On Sep 6, 2017, at 3:44 PM, Mark Yunger <[mark@bridgewatercp.com](mailto:mark@bridgewatercp.com)> wrote:

AGREED

**Mark Yunger**

**CEO/Founder**

**From:** igenuth@bridgewatercp.com [<mailto:igenuth@bridgewatercp.com>]  
**Sent:** Wednesday, September 6, 2017 3:40 PM  
**To:** 'Marty S'; 'Thomas C. Landrigan'  
**Cc:** [moses40600@gmail.com](mailto:moses40600@gmail.com); 'duvis 110'; [salamonduvid@gmail.com](mailto:salamonduvid@gmail.com); 'Mark Junger'; [GBROSNAN@CLL-LAW.COM](mailto:GBROSNAN@CLL-LAW.COM); [syeoman@cli-law.com](mailto:syeoman@cli-law.com); 'David Fleischmann'  
**Subject:** RE: Wire Instructions

AGREED

**ISAAC GENUTH**

**From:** Marty S [<mailto:martys19993@gmail.com>]  
**Sent:** Wednesday, September 06, 2017 3:40 PM  
**To:** Thomas C. Landrigan <[tlandrigan@cli-law.com](mailto:tlandrigan@cli-law.com)>

Cc: [moses40600@gmail.com](mailto:moses40600@gmail.com); [duvis 110 <duvis110@gmail.com>](mailto:duvis110@gmail.com); [salamonduvid@gmail.com](mailto:salamonduvid@gmail.com);  
[Isaac Genuth <igenuth@bridgewatercp.com>](mailto:igenuth@bridgewatercp.com); [Mark Junger <mark@bridgewatercp.com>](mailto:mark@bridgewatercp.com);  
[GBROSNAN@CLL-LAW.COM](mailto:GBROSNAN@CLL-LAW.COM); [syeoman@cll-law.com](mailto:syeoman@cll-law.com); David Fleischmann  
[<david@dfleischmann.com>](mailto:david@dfleischmann.com)  
Subject: Re: Wire Instructions

Agreed

Sent from my iPhone

On Sep 6, 2017, at 3:35 PM, Thomas C. Landrigan [<tlandrigan@cll-law.com>](mailto:tlandrigan@cll-law.com) wrote:

I am in receipt of wired funds in the amount of \$13,763,840.88. Please confirm that \$12,500,000 is to be wired to Treff & Lowy per the below instructions provided by David Flieschmann. Thank you, Tom

From: David Fleischmann [<mailto:david@dfleischmann.com>]  
Sent: Wednesday, September 6, 2017 2:04 PM  
To: [tlandrigan@cll-law.com](mailto:tlandrigan@cll-law.com)  
Subject: Fwd: Thanks

Account 2.

Beneficiary Bank: SIGNATURE BANK, 97

Broadway, Brooklyn, New York 11249

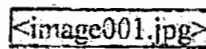
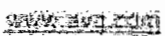
ABA Routing No. 026013576

Accountholder No. 1501272775

Account Name: Treff & Lowy PLLC, Account  
#2

---

Account Holder Address: 342 Bedford Ave,  
Brooklyn, New York 11249

 <image001.jpg> Virus-free. 



# EXHIBIT G

---

**Thomas C. Landrigan**

---

**From:** Thomas C. Landrigan <tlandrigan@cll-law.com>  
**Sent:** Wednesday, September 6, 2017 6:25 PM  
**To:** 'Marty S'; 'Isaac Genuth'; 'Mark Junger'; 'salamonduvid@gmail.com'  
**Cc:** 'tlandrigan@cll-law.com'  
**Subject:** FW: Wire Transfer Confirmations  
**Attachments:** doc09777320170906175927.pdf

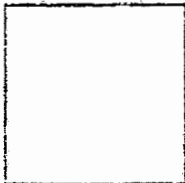
Wire confirmations.

**From:** Robert Hand [mailto:rhanda@cll-law.com]  
**Sent:** Wednesday, September 6, 2017 5:36 PM  
**To:** tlandrigan@cll-law.com  
**Subject:** Wire Transfer Confirmations

Robert Hand, Controller  
Cohen, LaBarbera & Landrigan, LLP  
40 Matthews Street, Suite 203  
Goshen, New York 10924  
Telephone: (845) 291-1900  
Fax: (845) 291-8601  
E-Mail: RHAND@CLL-LAW.COM

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[www.avg.com](http://www.avg.com)



COHEN, LaBARBERA & LANDRIGAN LLP

IOLA 0002 (XX4430)

09/06/17

\$12,500,000.00

026013576

SIGNATURE BANK Complete

OFAC Passed CTR 1000 09/06/17 03:50 PM

FED WIRE REFERENCE:

20170906GMQFMP01016909

20170906B687261F00142909061711FT03

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COHEN, LaBARBERA & LANDRIGAN LLP

IOLA 000Z (XX4430)

09/06/17

\$200,000.00

121000248

WELLS FARGO NA Complete

OFAC Passed CTR 1000 09/06/17 03:46 PM

FED WIRE REFERENCE:

20170906GMQFMP01016908

20170906I187033R01967709061711FT03

# EXHIBIT H

---

**Thomas C. Landrigan**

---

**From:** d salamon <salamonduvid@gmail.com>  
**Sent:** Wednesday, September 6, 2017 4:20 PM  
**To:** Mark Junger  
**Cc:** Isaac Genuth; Thomas C. Landrigan; duvis 110  
**Subject:** RE: please release

Agree.

On Sep 6, 2017 4:19 PM, "Mark Yunger" <[mark@bridgewatercp.com](mailto:mark@bridgewatercp.com)> wrote:

AGREED

\*\*\*\*\*PLEASE NOTE NEW ADDRESS\*\*\*\*\*

Mark Yunger

CEO/Founder



Development | Finance | Advisory

54 W 47th Street

NEW YORK, NY 10036

Tel: 212-244-1090

Web: WWW.BRIDGEWATERCP.COM

Email: [mark@bridgewatercp.com](mailto:mark@bridgewatercp.com)

From: duvis 110 [mailto:duvis110@gmail.com]  
Sent: Wednesday, September 6, 2017 4:19 PM  
To: igenuth@bridgewatercp.com  
Cc: tlandrigan@cll-law.com; mark@bridgewatercp.com; d salamon  
Subject: Re: please release

Agreed

Sent from my iPhone

On Sep 6, 2017, at 4:15 PM, <igenuth@bridgewatercp.com> <igenuth@bridgewatercp.com> wrote:

Please wire \$200,000.00 to the account below. This wire should come off of the proceeds of Cohen  
Labarbera Landrigan.

STAR FOODS AND MORE

50 TICE BLVD. STE A40

WOODCLIFF LAKE, NJ 07677-7666

WELLS FARGO BANK

ABA 121000248

ACCOUNT 8037606889

ISAAC GENUTH

<img alt="redacted" data-bbox="161 685 283 700"/>

54 W. 47th STREET SUITE 2507 New York City, NY 10036

Tel: 212 244-1099

---

Cell: 917 750-9665

Web: [www.bridgewatercp.com](http://www.bridgewatercp.com)

Email: [igenuth@bridgewatercp.com](mailto:igenuth@bridgewatercp.com)



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# EXHIBIT I

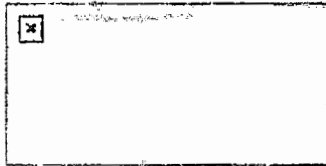
---

**Thomas C. Landrigan**

---

**From:** Doug Pick <dpick@picklaw.net>  
**Sent:** Wednesday, September 13, 2017 3:07 PM  
**To:** 'Thomas C. Landrigan'  
**Subject:** RE: Fees

Received Thank you



Douglas J. Pick | *Partner*  
**PICK & ZABICKI LLP**  
369 Lexington Avenue, 12th Floor, New York, NY 10017  
(212) 695-6000 Ext. 223 | dpick@picklaw.net  
www.picklaw.net

**From:** Thomas C. Landrigan [mailto:tlandrigan@cjl-law.com]  
**Sent:** Wednesday, September 13, 2017 2:47 PM  
**To:** 'Doug Pick' <dpick@picklaw.net>  
**Cc:** tlandrigan@cjl-law.com  
**Subject:** RE: Fees

Doug: Please confirm when you have received the \$118,000 fees you and debtor agreed upon. Thanks, Tom

**From:** Thomas C. Landrigan [mailto:tlandrigan@cjl-law.com]  
**Sent:** Wednesday, September 13, 2017 11:18 AM  
**To:** 'Doug Pick' <dpick@picklaw.net>  
**Cc:** 'tlandrigan@cjl-law.com' <tlandrigan@cjl-law.com>; 'Marty S' <martys19993@gmail.com>  
**Subject:** Fees

Doug: Please send me your wire instructions. I would like to do this all at once, but last evening it appears I have authority from the "panel" to release \$118,000 to you. This does not solve this globally as I have made everyone aware (Heidi, TCL and Mintz, etc. have to be taken care of appropriately all of whom can object to dismissal), but I am told that should happen in some fashion today.

We need to start the process towards prompt dismissal, please send me your wire instructions and start the process. Thanks,

---

Thomas C. Landrigan, Partner  
Cohen, LaBarbera & Landrigan, LLP  
40 Matthews Street, Suite 203  
Goshen, New York 10924  
845-291-1900  
Fax 845-291-8601  
Cell: 845-270-3895

# EXHIBIT J

}

---

**Thomas C. Landrigan**

---

**From:** Thomas C. Landrigan <tlandrigan@cll-law.com>  
**Sent:** Tuesday, October 3, 2017 7:05 PM  
**To:** 'Sorvino, Heidi'  
**Cc:** tlandrigan@cll-law.com; 'Doug Pick'; 'Yehuda Salamon'  
**Subject:** FW: Objections

Heidi: I have approval to wire you \$130,000 to be held in escrow subject to dismissal of the bankruptcy case per necessary client authorization and Doug Pick's guidance. Please confirm this is acceptable and we will send it out early morning.

Thanks,

---

Thomas C. Landrigan, Partner  
Cohen, LaBarbera & Landrigan, LLP  
40 Matthews Street, Suite 203  
Goshen, New York 10924  
845-291-1900  
Fax 845-291-8601  
Cell: 845-270-3895  
Email [tlandrigan@cll-law.com](mailto:tlandrigan@cll-law.com)

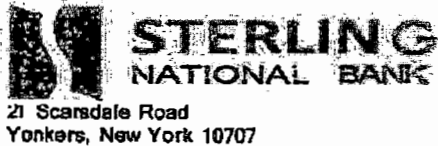
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# EXHIBIT K

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**October 2017**

Reporting Activity 1001 - 1031

Page 1 of 6

RETURN SERVICE REQUESTED

COHEN, LABARBERA & LANDRIGAN, LLP ATTY T  
ATTORNEY TRUST ACCOUNT  
IOLA FUND OF THE STATE OF NY  
40 MATTHEWS ST STE 203  
GOSHEN NY 10924-1989

**Contact Us**

© Client Services 855-274-2800  
Automated  
@ Telephone Banking 855-274-2802  
® Mailing Address 21 Scarsdale Road  
Yonkers, NY 10707  
® Online Access <https://www.snb.com>

**SUMMARY OF ACCOUNTS**

ACCOUNT TYPE	ACCOUNT NUMBER	ENDING BALANCE
IOLA NY	[REDACTED]	[REDACTED]

**Account Summary**

Date	Description	
10/01/2017	Beginning Balance	[REDACTED]
		[REDACTED]
10/31/2017	Ending Balance	[REDACTED]

**Interest Summary**

Description	
Interest Earned From 10/01/2017 Through 10/31/2017	[REDACTED]
Annual Percentage Yield Earned	[REDACTED]
Interest Days	[REDACTED]
Interest Earned	[REDACTED]
Interest Paid This Period	[REDACTED]
Interest Paid Year-to-Date	[REDACTED]
Interest Withheld Year-to-Date	[REDACTED]
Average Ledger Balance	[REDACTED]
Average Available Balance	[REDACTED]

**Transaction Activity**

Transaction Date	Description	Debits	Credits
	Beginning Balance		[REDACTED]
	[REDACTED]		[REDACTED]
	[REDACTED]		[REDACTED]



Page 2 of 6

[illegible]



Page 3 of 6

**Transaction Activity (continued)**[illegible]

**October 2017**

Page 4 of 6

Amount

[illegible]





**STERLING**  
NATIONAL BANK

**October 2017**

Reporting Activity 10/01 - 10/31

Page 8 of 8

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# EXHIBIT L



**Thomas C. Landrigan**

---

**From:** Thomas C. Landrigan <tlandrigan@cjl-law.com>  
**Sent:** Tuesday, October 17, 2017 4:59 PM  
**To:** 'Cc: 'YS'; 'Doug Pick'; 'Michael Levine'; 'To: 'Sorvino, Heidi'  
**Cc:** 'tlandrigan@cjl-law.com'; 'AMindick@rsabstract.com'; 'Isaac Genuth'; 'Mark Yunger'  
**Subject:** Taxes  
**Attachments:** RECEIVER OF TAXES.pdf

I am delivering the attached tax payment to our client for delivery as instructed and as bankruptcy counsel has advised real estate taxes (in this case September taxes) can be paid out of funds I am holding.

The balance of any taxes owed I understand will be paid separately.

---

Thomas C. Landrigan, Partner  
Cohen, LaBarbera & Landrigan, LLP  
40 Matthews Street, Suite 203  
Goshen, New York 10924  
845-291-1900  
Fax 845-291-8601  
Email [tlandrigan@cjl-law.com](mailto:tlandrigan@cjl-law.com)

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# EXHIBIT M



**STERLING NATIONAL BANK**  
60 MATTHEWS STREET  
GOSHEN, NY 10924

**BANK CHECK**

DATE 10/17/17

BRANCH 939

REMITTER COHEN, LABARBERA AND LANDRIGAN, LLP

PAY TO THE ORDER OF Six Hundred Twenty-Two Thousand Eight Hundred Thirty-Seven and 88/100  
RECEIVER OF TAXES

MEMO

297524

\$622,837.88

The Signature of the Payee is Required for \$100.00

# 297524 # 42219704431 511499

**BANK CHECK**

DATE 10/17/17

**STERLING NATIONAL BANK**  
60 MATTHEWS STREET  
GOSHEN, NY 10924

REMITTER COHEN, LABARBERA AND LANDRIGAN, LLP

TO RECEIVER OF TAXES

MEMO

BRANCH 339  
ORIGINATOR PROKRO  
TIME 16:06:24  
CHECK AMT \$622,837.88  
FEE AMT \$0.00

**NON-NEGOTIABLE**

297524

ENDORSE HERE

*[Handwritten Signature]*

CHECK HERE AFTER  
MOBILE OR REMOTE DEPOSIT DATE

DO NOT WRITE  
IN THESE SPACES  
SIGN BELOW THIS LINE  
IN INK

>221970443<  
Sterling Natl Bank #339  
2017-10-17  
0339271904  
Batch 121782310


Cash On Us Check  
339  
10/17/17  
ACCT 9144485112818  
REF

The security features listed below as they are those  
not listed, exceed industry guidelines.

Security Features:

- Microprinted Borders.
- Watermark Bank.
- Security Feature Bank.
- Colored Background.
- Randomly Embedded Fibers.
- Heat Sensitive Ink.
- Security Features:
- Microprinted Borders.
- Watermark Bank.
- Security Feature Bank.
- Colored Background.
- Randomly Embedded Fibers.
- Heat Sensitive Ink.

\* This check is a reproduction of a check from the Sterling National Bank.

<b>COHEN, LABARBERA AND LANDRIGAN, LLP</b> <b>ATTORNEYS AT LAW</b> IOLTA ACCOUNT 40 MATTHEWS STREET, SUITE 203 GOSHEN, NY 10924		<b>STERLING NATIONAL BANK</b>  50-7044/2218	<b>1530</b>  10/17/2017
<b>PAY TO THE ORDER OF</b>	Sterling National Bank		\$ **622,837.88
Six Hundred Twenty-Two Thousand Eight Hundred Thirty-Seven and 88/100*****			DOLLARS
Sterling National Bank			
<b>MEMO</b>			
⑈001530⑈ ⑆225970443⑆ 100000914430⑈			

# EXHIBIT N

**From:** Doug Pick [<mailto:dpick@picklaw.net>]  
**Sent:** Wednesday, November 1, 2017 7:28 PM  
**To:** 'Thomas C. Landrigan' <[tlandrigan@cli-law.com](mailto:tlandrigan@cli-law.com)>; 'YS' <[yide11219@gmail.com](mailto:yide11219@gmail.com)>; 'duvis 110' <[duvis110@gmail.com](mailto:duvis110@gmail.com)>  
**Cc:** Eric Zabicki <[ezabicki@picklaw.net](mailto:ezabicki@picklaw.net)>  
**Subject:** RE: Novartis/Suffern Sale - Closing Statements

I will need a \$20,000 check to the Office of the US Trustee for the quarterly fees plus an additional \$3,000 for our time and out of pocket expenses to have the case noticed to all creditors for dismissal. Can you wire us \$23,000 Thanks Doug

Douglas J. Pick | *Partner*  
**PICK & ZABICKI LLP**  
369 Lexington Avenue, 12th Floor, New York, NY 10017  
(212) 695-6000 Ext. 223 | [dpick@picklaw.net](mailto:dpick@picklaw.net)  
[www.picklaw.net](http://www.picklaw.net)

# EXHIBIT O

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**From:** Thomas C. Landrigan <tlandrigan@cll-law.com>  
**Sent:** Monday, November 06, 2017 10:52 AM  
**To:** 'Marty S'; 'Cc: 'YS"  
**Subject:** FW: Novartis/Suffern Sale - Closing Statements

FYI: Per prior emails, I am wiring \$20,000 to Doug Pick, Esq. per prior e-mails so he can cut \$20,000 statutory required amount to the US Trustee's office, which is required to dismiss the case (the timeline for dismissal is literally Tuesday-Wednesday so we need no reason for trouble right now). Note, also, that Doug Pick will require an additional \$3,000 today per the below and my funds are short to cover this after accounting for all other items, which should be done immediately. Someone should take care of this (I cannot deduct it and still cover my fees, AKRF resolution or Mintz resolution without being short on closeout funds, someone needs to address).

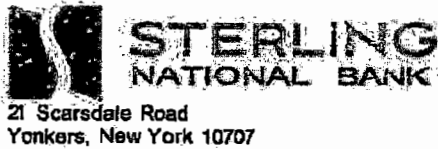
Also, note, we need the operating reports completed to close this out. We are 2 business days more away but need this done right now to close this out.

Best,

Thanks, Tom

# EXHIBIT P





**November 2017**

Reporting Activity 11/01 - 11/30

Page 1 of 6

RETURN SERVICE REQUESTED

COHEN, LABARBERA & LANDRIGAN LLP  
 ATTORNEY TRUST ACCOUNT  
 IOLA FUND OF THE STATE OF NY  
 40 MATTHEWS ST STE 203  
 GOSHEN NY 10924-1989

**Contact Us**

- Client Services 855-274-2800
- Automated Telephone Banking 855-274-2802
- Mailing Address 21 Scarsdale Road, Yonkers, NY 10707
- Online Access <https://www.snb.com>

**SUMMARY OF ACCOUNTS**

ACCOUNT TYPE	ACCOUNT NUMBER	ENDING BALANCE

IOLA NY

**Account Summary**

Date	Description
11/01/2017	Beginning Balance
11/30/2017	Ending Balance

**Interest Summary**

Description
Interest Earned From 11/01/2017 Through 11/30/2017
Annual Percentage Yield Earned
Interest Days
Interest Earned
Interest Paid This Period
Interest Paid Year-to-Date
Interest Withheld Year-to-Date
Average Ledger Balance
Average Available Balance

**Transaction Activity**

Transaction Date	Description	Debits	Credits
	Beginning Balance		



November 2017

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Transaction Activity (continued)

[illegible]

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**Transaction Activity (continued)**[illegible]

	Description		Amount

**November 2017**

FOIA b(7)(C) [REDACTED] (Confirmed)

**Debits (continued)**[illegible]

**C-2019**

[illegible]

## Checks Cleared

Check Number	Check Date	Check Amount	Check Number	Check Date	Check Amount
1	1/1/20	100.00	2	1/2/20	200.00
3	1/3/20	300.00	4	1/4/20	400.00
5	1/5/20	500.00	6	1/6/20	600.00
7	1/7/20	700.00	8	1/8/20	800.00
9	1/9/20	900.00	10	1/10/20	1000.00
11	1/11/20	1100.00	12	1/12/20	1200.00
13	1/13/20	1300.00	14	1/14/20	1400.00
15	1/15/20	1500.00	16	1/16/20	1600.00
17	1/17/20	1700.00	18	1/18/20	1800.00
19	1/19/20	1900.00	20	1/20/20	2000.00
21	1/21/20	2100.00	22	1/22/20	2200.00
23	1/23/20	2300.00	24	1/24/20	2400.00
25	1/25/20	2500.00	26	1/26/20	2600.00
27	1/27/20	2700.00	28	1/28/20	2800.00
29	1/29/20	2900.00	30	1/30/20	3000.00
31	1/31/20	3100.00	32	2/1/20	3200.00
33	2/2/20	3300.00	34	2/3/20	3400.00
35	2/4/20	3500.00	36	2/5/20	3600.00
37	2/6/20	3700.00	38	2/7/20	3800.00
39	2/8/20	3900.00	40	2/9/20	4000.00
41	2/10/20	4100.00	42	2/11/20	4200.00
43	2/12/20	4300.00	44	2/13/20	4400.00
45	2/14/20	4500.00	46	2/15/20	4600.00
47	2/16/20	4700.00	48	2/17/20	4800.00
49	2/18/20	4900.00	50	2/19/20	5000.00
51	2/20/20	5100.00	52	2/21/20	5200.00
53	2/22/20	5300.00	54	2/23/20	5400.00
55	2/24/20	5500.00	56	2/25/20	5600.00
57	2/26/20	5700.00	58	2/27/20	5800.00
59	2/28/20	5900.00	60	2/29/20	6000.00
61	2/29/20	6100.00	62	3/1/20	6200.00
63	3/2/20	6300.00	64	3/3/20	6400.00
65	3/4/20	6500.00	66	3/5/20	6600.00
67	3/6/20	6700.00	68	3/7/20	6800.00
69	3/8/20	6900.00	70	3/9/20	7000.00
71	3/10/20	7100.00	72	3/11/20	7200.00
73	3/12/20	7300.00	74	3/13/20	7400.00
75	3/14/20	7500.00	76	3/15/20	7600.00
77	3/16/20	7700.00	78	3/17/20	7800.00
79	3/18/20	7900.00	80	3/19/20	8000.00
81	3/20/20	8100.00	82	3/21/20	8200.00
83	3/22/20	8300.00	84	3/23/20	8400.00
85	3/24/20	8500.00	86	3/25/20	8600.00
87	3/26/20	8700.00	88	3/27/20	8800.00
89	3/28/20	8900.00	90	3/29/20	9000.00
91	3/30/20	9100.00	92	3/31/20	9200.00
93	4/1/20	9300.00	94	4/2/20	9400.00
95	4/3/20	9500.00	96	4/4/20	9600.00
97	4/5/20	9700.00	98	4/6/20	9800.00
99	4/7/20	9900.00	100	4/8/20	10000.00

November 2017

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[illegible][illegible][illegible]

	Total for this period	Total year to date
██████████	██████████	██████████
██████████	██████████	██████████



**November 2017**

Reporting Activity 11/01 - 11/30

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# EXHIBIT Q

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**From:** Nadkarni, Joseph (USTP)  
**Sent:** Tuesday, January 23, 2018 10:19 AM  
**To:** [dpick@picklaw.net](mailto:dpick@picklaw.net)  
**Cc:** Nadkarni, Joseph (USTP) <[Joseph.T.Nadkarni@UST.DOI.GOV](mailto:Joseph.T.Nadkarni@UST.DOI.GOV)>  
**Subject:** RE: RS Old Mill LLC

Doug:

Good Morning. We received a check for \$20,000 on this case for quarterly fees.

I believe this is a mistake. Given that the debtor has not had any disbursements since the case filed and the motion to dismiss has still not been resolved, currently the debtor owes \$975. Please let me know about the check and the status of the motion to dismiss.

Regards,  
Joseph

Joseph T. Nadkarni, CFA  
Bankruptcy Analyst  
Office of the United States Trustee  
201 Varick Street – Suite 1006  
New York, New York 10014  
(212) 510-0517



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